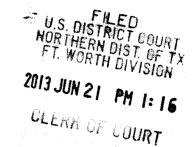
ORIGINAL

4-13CV-506-Y



EX PARTE

§

§

§

IN THE UNITED STATES DISTRICT

ERICK DANIEL DAVILA

COURT FOR THE NORTHERN

DISTRICT OF TEXAS

MOTION FOR APPOINTMENT OF FEDERAL HABEAS COUNSEL ON STATE DEATH PENALTY CONVICTION

TO THE COURT:

Movant, ERICK DANIEL DAVILA [hereinafter "Mr. Davila"], pursuant to 21 U.S.C. § 848(q), requests the appointment of counsel to allow him to pursue a writ of habeas corpus in federal court, showing the court the following:

I.

Mr. Davila is the custody of the State of Texas. He was sentenced to death in a Tarrant County state district court and has exhausted his state remedies on direct appeal and habeas review.

Π.

On April 17, 2013, the Texas Court of Criminal Appeals, in connection with his state writ no. WR-75, 356-01, denied Mr. Davila's requested relief without written order or opinion.

III.

Wherefore, Mr. Davila, who has been determined by the State court of conviction to be indigent, respectfully requests the appointment of <u>new</u> counsel on federal habeas review.

Respectfully Submitted,

DAVID L. RICHARDS

State Bar No. 16845500

3001 West 5th Street, Suite 800

Fort Worth, Texas 76107 Phone: (817) 332-5567

Fax: (817) 885-7688

CERTIFICATE OF SERVICE

The undersigned, David L. Richards, certifies that a true copy of this document has been mailed this 21st day of June, 2013, to the following persons:

Hon. Sharen Wilson Presiding Judge Criminal District Court Number One Tarrant County, Texas 76196

Hon. Abel Acosta Deputy Clerk Texas Court of Criminal Appeals P.O. Box 12308 Capitol Station Austin, Texas 78711

Edward Daniel Davila TDCJ #00999545 Polunsky Unit 3872 FM 350 South Livingston, Texas 77351 Edward Marshall
Asst. Attorney General
P.O. Box 12548
Austin, Texas 78711

Andy Porter
Assistant District Attorney
Appellate Division
401 West Belknap Street
Fort Worth, Texas 76102

United States Attorney's Office Attn: Nancy E. Larson Assistant United States Attorney 801 Cherry Street, Ste. 1700 Fort Worth, Texas 76102-6897

DAVID L. RICHARDS